

DENNIS J. HERRERA, State Bar #139669
 City Attorney
 JOANNE HOEPER, State Bar #114961
 Chief Trial Deputy
 ELIZABETH L. DEELEY, State Bar #230798
 Deputy City Attorney
 Fox Plaza
 1390 Market Street, 6th Floor
 San Francisco, California 94102-5408
 Telephone: (415) 554-3982
 Facsimile: (415) 554-3837

Attorneys for Defendants
 JASON FOX, IAN FURMINGER, SIMON CHAN
 AND CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

ANDREW MARCONI,

Plaintiff,

vs.

SERGEANT JASON FOX, OFFICER
 IAN FURMINGER, OFFICER SIMON
 CHAN, ALL OFFICERS INDIVIDUAL
 AND IN THEIR CAPACITY AS
 POLICE OFFICERS FOR THE CITY
 AND COUNTY OF SAN FRANCISCO,
 AND THE CITY AND COUNTY OF
 SAN FRANCISCO, A MUNICIPAL
 CORPORATION, AND DOES 1 - 50,

Defendants.

Case No. C05-1978 CW

**~~PROPOSED~~ STIPULATED ORDER
 FOR PLAINTIFF'S MENTAL
 EXAMINATION**

Date Action Filed: April 18, 2005
 Trial Date: February 12, 2007

IT IS STIPULATED BY AND BETWEEN THE PARTIES to this action, through their respective counsel, that because plaintiff, ANDREW MARCONI, is making a claim in this suit for extreme emotional distress, he will submit to a mental examination by a suitably licensed or certified examiner selected by defendants pursuant to Federal Rule of Civil Procedure 35.

The examination shall take place on September 28, 2006 starting at 9:30 a.m. at 5665 College Avenue, Suite 240E, Oakland, CA 94618. The examiner will be Dr. JoAnna Berg. The examination will last approximately five to six hours during which time the examiner will

1 conduct a clinical interview and a standard battery of tests, including the Wechsler Adult
2 Intelligence Scale – III (WAIS-III), Minnesota Multiphasic Personality Inventory – 2 (MMPI-2),
3 Rorschach Inkblot Test, Wahler Physical Symptoms Inventory, Test of Memory and Rotter
4 Sentence Completion Test.

5 Dated: August 22, 2006

DENNIS J. HERRERA

City Attorney

JOANNE HOEPER

Chief Trial Deputy

ELIZABETH DEELEY

Deputy City Attorney

By: 

ELIZABETH DEELEY

Attorneys for Defendants

JASON FOX, IAN FURMINGER, SIMON CHAN

AND CITY AND COUNTY OF SAN

FRANCISCO

13 Dated: August 24, 2006

DYLAN SULLIVAN

LISA G. SCHLITTNER

By: 

DYLAN SULLIVAN

Attorney for Plaintiff

ANDREW MARCONI

20 IT IS HEREBY ORDERED

21 Setp. 5

22 DATED: August 24, 2006



HON. CLAUDIA WILKEN

United States District Judge